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4 **UNITED STATES DISTRICT COURT**  
5 **EASTERN DISTRICT OF WASHINGTON**

6 SENOVIA M.,<sup>1</sup>

7 Plaintiff,

8 vs.

9 KILOLO KIJAKAZI, ACTING  
10 COMMISSIONER OF SOCIAL  
SECURITY,<sup>2</sup>

11 Defendant.

No. 2:21-cv-00115-JPH

**ORDER GRANTING  
STIPULATED MOTION FOR  
REMAND PURSUANT TO  
SENTENCE FOUR OF 42 U.S.C. §  
405(g) AND CLOSING FILE**

**ECF Nos. 17, 19**

12 Before the Court is the parties' Stipulated Motion for Remand, ECF No. 19,  
13 requesting remand of the above-captioned matter to the Commissioner for

14 <sup>1</sup> To protect the privacy of plaintiffs in social security cases, the undersigned  
15 identifies them by only their first names and the initial of their last names. *See*  
16 LCivR 5.2(c).

17 <sup>2</sup> Kilolo Kijakazi became the Acting Commissioner of Social Security on July 9,  
18 2021. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Kilolo  
19 Kijakazi is substituted for Andrew M. Saul as the defendant in this suit. No further  
20 action need be taken to continue this suit. *See* 42 U.S.C. § 405(g).

1 additional administrative proceeding pursuant to sentence four of 42 U.S.C. §  
2 405(g). Attorney Dana Madsen represents Plaintiff. Attorney Edmund Darcher  
3 represents Defendant. The parties have consented to proceed before a magistrate  
4 judge. ECF No. 7.

5 After consideration, **IT IS HEREBY ORDERED** that:

6 1. The District Court Executive is directed to substitute Kilolo Kijakazi as  
7 the Defendant and update the docket sheet.

8 2. The parties' Stipulated Motion for Remand, **ECF No. 19**, is **GRANTED**.

9 3. The above-captioned case be **REVERSED** and **REMANDED** to the  
10 Commissioner of Social Security for further administrative proceeding pursuant to  
11 sentence four of 42 U.S.C. § 405(g).

12 The parties have stipulated to the following:

13 On remand, the Appeals Council will instruct the ALJ to:

- 14 • Offer Plaintiff the opportunity for a new hearing;
- 15 • Further develop the record;
- 16 • Reevaluate Plaintiff's severe impairments;
- 17 • Reevaluate Plaintiff's subjective complaints and Plaintiff's residual  
18 functional capacity;
- 19 • Reevaluate the medical opinions, including those of Anna Peitro,  
20 ARNP; and

- Continue the sequential evaluation and obtain vocational expert testimony, if necessary; and
- Issue a new decision.

*See* ECF No. 19 at 1-2.

3. Judgment shall be entered for **PLAINTIFF**.

4. Plaintiff's Motion for Summary Judgment, **ECF No. 17**, is **STRICKEN AS MOOT**.

5. Upon proper presentation, this Court consider Plaintiff's application for fees and expenses under the Equal Access to Justice Act, 28 U.S.C. § 2412(d).

The District Court Executive is directed to enter this Order, **enter Judgment**, forward copies to counsel, and **CLOSE THE FILE**.

DATED February 18, 2022.

*s/James P. Hutton*  
JAMES P. HUTTON  
UNITED STATES MAGISTRATE JUDGE